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WHITEFORD, TAYLOR & PRESTON, LLP
ATTN: GREGORY M STONE
SEVEN SAINT PAUL STREET
BALTIMORE MD 21202-1626

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OFFICE OF PETITIONS

In re Application of :
Linda H. Malkas et al. :
Application No. 10/083,576 :
Filed: February 27, 2002 :
Attorney Docket No. 80371/5 :

DECISION ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed November 22, 2006 to revive the above-identified application.

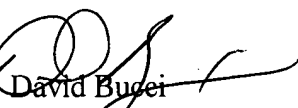
The petition is **GRANTED**.

The above-identified application became abandoned for failure to reply within the meaning of 37 CFR 1.113 in a timely manner to the final Office action mailed February 17, 2006, which set a shortened statutory period for reply of three (3) months. A three (3) months extension of time under the provisions of 37 CFR 1.136(a) was obtained. Accordingly, the above-identified application became abandoned on August 18, 2006.

The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that (1) the reply in the form of an amendment, a Request for Continued Examination, and the \$395 filing fee; (2) the petition fee of \$750; and (3) the required statement of unintentional delay have been received. Accordingly, the reply to the final Office Action of February 17, 2006 is accepted as having been unintentionally delayed.

Telephone inquiries concerning this decision should be directed to Jean F. Duverne at (571) 272-6051 or in his absence, the undersigned at (571) 272-7099.

The application file is being referred to Technology Center AU **2876** for appropriate action on the concurrently filed Request for Continued Examination and amendment.


David Bugei
Petitions Examiner
Office of Petitions